

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA

**INDICTMENT FOR HEALTH CARE FRAUD**

|                          |   |                 |                     |
|--------------------------|---|-----------------|---------------------|
| UNITED STATES OF AMERICA | * | CRIMINAL ACTION |                     |
| VERSUS                   | * | NUMBER:         |                     |
| TAURUS ROBINSON          | * | SECTION:        |                     |
|                          | * | VIOLATIONS:     | <i>18 USC §1347</i> |
|                          |   |                 | <i>18 USC §2</i>    |
|                          | * | *               | *                   |

The Grand Jury charges that:

**COUNTS 1 THROUGH 5**

**A. AT ALL TIMES MATERIAL HEREIN:**

1. A New Beginning of New Orleans, Inc. (ANBNO), was a Louisiana corporation that provided personal care services (PCS) services to Medicaid recipients. **TAURUS ROBINSON** was an employee of ANBNO.

2. Medicaid is a public insurance (assistance) program that provides health care coverage to low-income families and persons with medical disabilities. The Louisiana Department of Health and Hospitals (DHH) administers the Medicaid program in Louisiana. UNISYS Corporation acts as a fiscal intermediary, to process Medicaid claims, and to make reimbursement to providers for rendering services.

3. DHH enters into “Provider Agreements” with entities providing medical or medically related services. By virtue of the provider agreement, these entities are certified as eligible Medicaid providers who are reimbursed by DHH for services rendered to Medicaid recipients, in accordance with rates that are established by DHH.
4. Medicaid has an Early and Periodic Screening, Diagnosis and Treatment (EPSDT) Program that covers children’s medical services. One group of services provided to eligible recipients meeting the medical necessity criteria for the services under EPSDT is PCS. PCS are provided by attendants to persons who are unable to care for themselves.
5. PCS must be provided through a licensed Personal Care Attendant Medicaid provider. ANBNO was licensed as a Medicaid Provider to provide PCS.
6. A physician must prescribe PCS. As part of the process for prescribing PCS, a “plan of care” had to be created. The plan of care was signed by the physician and specified the services to be provided, that is, the activities of daily living for which assistance is needed, and the duration of the services.
7. The purpose of ordering PCS was to prevent institutionalization of the recipient, and to enable the recipient to be treated on an outpatient basis rather than an inpatient basis. The physician certification, a 90-L form, for PCS was equivalent to certifying the medical necessity of placing a patient in an Intermediate Care Facility 1 (ICF-1), and that the patient was impaired in at least 2 activities of daily living tasks. ICF-1 is a medical level of care provided to Medicaid recipients residing in a nursing facility.

## **B. THE SCHEME**

Beginning on or about December 10, 2003, and continuing until on or about April 10, 2005, in the Eastern District of Louisiana and elsewhere, the defendant, **TAURUS ROBINSON**, did knowingly and willfully execute and attempt to execute a scheme and artifice to defraud Medicaid and to obtain, by means of false and fraudulent pretenses, representations, and promises, money owned by, and under the custody and control of, Medicaid in connection with the delivery of and payment for health care benefits and services.

As a part of the scheme and artifice to defraud, false time sheets were made to create the appearance that the ANBNO workers were providing PCS to Medicaid recipients. PCS Daily Schedules were falsified to create the appearance that assistance with performing activities of daily living was being provided to Medicaid recipients. In fact, ANBNO workers did not provide any PCS to the Medicaid recipients, and the false documentation was created solely to support the Medicaid billing.

In furtherance of the scheme to defraud, **TAURUS ROBINSON** created false time sheets and PCS Daily Schedules for services he claimed to have performed for ANBNO between about December 2003 and April 2005.

Between on or about December 10, 2003, and April 10, 2005, Medicaid paid ANBNO approximately \$32,135 for the services **TAURUS ROBINSON** falsely claimed on documentation he performed. ANBNO paid **TAURUS ROBINSON** for creating fraudulent documentation to support billings to Medicaid.

### C. THE EXECUTIONS

It was a further part of the scheme and artifice to defraud that, based upon false billings submitted to Medicaid, **ANBNO** was paid for the services **TAURUS ROBINSON** falsely stated he provided to the below listed Medicaid recipients:

| Count | Date Claim Paid | Dates of Services   | Claim Number  | Recipient |
|-------|-----------------|---------------------|---------------|-----------|
| 1     | 12/28/04        | 12/16/04 - 12/22/04 | 4358150815300 | LoMo      |
| 2     | 01/04/05        | 12/23/04 - 12/29/04 | 4365150906200 | LoMo      |
| 3     | 12/28/04        | 12/16/04 - 12/22/04 | 4358150815200 | EnMo      |
| 4     | 01/18/05        | 12/23/04 - 12/29/04 | 5012151074200 | EnMo      |
| 5     | 01/04/05        | 12/23/04 - 12/29/04 | 4365150905200 | DoLe      |

All in violation of Title 18, United States Code, Sections 1347 and 2.

#### ASSET FORFEITURE

The allegations contained in Counts 1 through 5 are hereby realleged and incorporated by reference for the purpose of alleging forfeiture to the United States of America pursuant to the provisions of Title 18, United States Code, Section 982.

As a result of the offenses alleged in Counts 1 through 5, the defendant, **TAURUS ROBINSON**, shall forfeit to the United States pursuant to Title 18, United States Code, Section 982(a)(7), any and all property, real and personal, that constitutes or is derived directly or indirectly, from gross proceeds traceable to the commission of the offenses as a result of the violations of Title 18, United States Code, Section 1347, which are Federal Health Care offenses within the meaning of Title 18, United States Code, Section 24.

If any of the property subject to forfeiture, as a result of any act or omission of the defendants,

1. cannot be located upon the exercise of due diligence;
2. has been transferred, sold to, or deposited with, a third person;
3. has been placed beyond the jurisdiction of the Court;
4. has been substantially diminished in value; or
5. has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p) as incorporated by Title 18, United States Code, Section 982(b) to seek forfeiture of any other property of said defendant up to the value of the above forgettable property;

All in violation of Title 18, United States Code, Section 982(a).

A TRUE BILL:

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F O R E P E R S O N

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JIM LETTEN  
UNITED STATES ATTORNEY  
Bar Roll No. 8517

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JAN MASELLI MANN  
Assistant United States Attorney  
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New Orleans, Louisiana  
December 17, 2009